

# **EXHIBIT B**

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 57     **UNITED STATES DISTRICT COURT**  
 58     **NORTHERN DISTRICT OF CALIFORNIA**

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 60     ANIBAL RODRIGUEZ, JULIEANNA  
 61     MUNIZ, ELIZA CAMBAY, SAL  
 62     CATALDO, EMIR GOENAGA, JULIAN  
 63     SANTIAGO, HAROLD NYANJOM,  
 64     KELLIE NYANJOM, and SUSAN LYNN  
 65     HARVEY, individually and on behalf of all  
 66     others similarly situated,

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 68     Plaintiffs,

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 70     vs.

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 72     GOOGLE LLC,

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 74     Defendant.

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 76     Case No.: 3:20-cv-04688

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 78     **DECLARATION OF ALEXANDER P.**  
**FRAWLEY IN SUPPORT OF**  
**PLAINTIFFS' MOTION FOR LEAVE TO**  
**FILE A SURREPLY IN OPPOSITION TO**  
**GOOGLE'S MOTION TO DISMISS THE**  
**FIRST AMENDED COMPLAINT**

79  
 80     The Honorable Richard Seeborg  
 81     Courtroom 3 – 17th Floor  
 82     Date: March 4, 2021  
 83     Time: 1:30 p.m.

## **DECLARATION OF ALEXANDER P. FRAWLEY**

I, Alexander P. Frawley, declare as follows.

3           1. I am an associate with the law firm of Susman Godfrey L.L.P., counsel for Plaintiffs in  
4 this matter. I am an attorney at law duly licensed to practice before all courts of the State of New  
5 York, and admitted *pro hac vice* in this case. (Dkt No. 81). I have personal knowledge of the  
6 matters set forth herein and am competent to testify.

7       2. On February 11, 2021, I spoke by telephone with Eduardo Santacana, counsel for  
8 Defendant, Google LLC (“Google”), regarding Plaintiffs’ intention to move for leave to file a  
9 Surreply in opposition to Google’s Motion to Dismiss the First Amended Complaint. I explained  
10 the three issues that Plaintiffs’ proposed Surreply addresses, and I asked whether Google would  
11 stipulate to allowing Plaintiffs to file the Surreply.

12       3. On February 16, 2021, Mr. Santacana informed me by email that Google plans to  
13 oppose Plaintiffs' motion in full. Accordingly, the parties have not reached a stipulation.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct. Executed this 17<sup>th</sup> day of February, 2021, at New York, New York.

/s/ Alexander P. Frawley